

I hereby certify that this correspondence is being filed by depositing it with the United States Postal Service as first class mail in an envelope with sufficient postage and addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231 on the date indicated below.

Date: August 20, 2001

Signed:

Peter K. Trzyna (Reg. No. 32,801)

PATENT

Paper No.

File: Proflowers-P2-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors : David McCarter, Jared Schutz
Serial No. : 09/847,644
Filed : May 2, 2001
For : GENERATING A COURIER SHIPPING LABEL OR THE LIKE, INCLUDING AN ORNAMENTAL GRAPHIC DESIGN, AT A NON-COURIER PRINTER
Group Art Unit : 2624
Examiner :

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

DECLARATION OF JARED SCHUTZ

SIR:

1. I am an above-named joint inventor and have signed a Declaration and Power of Attorney in the above-referenced patent application.
2. I believe that David McCarter is another joint inventor in the above-referenced patent application, has a last known address of 12213 Carmel Vista Road #235, San Diego, California 92130, and has refused to sign his declaration.
3. ProFlowers, Inc. is a juristic entity of with sufficient proprietary interest in the above-referenced patent application, as per the enclosed Assignment by the omitted inventor.
4. I am Chairman of the Board of ProFlowers, Inc., and I believe that I am

authorized to sign this Declaration on behalf of ProFlowers, Inc., the omitted inventor.

5. This filing is to supplement my Declaration and Power of Attorney with this Declaration and Power of Attorney signed on behalf of the omitted joint inventor.

6. Additionally, this filing being made on behalf of ProFlowers, Inc. to preserve the rights of the parties and to prevent the irreparable damage that would otherwise occur, namely abandonment of the above-referenced patent application due to the failure to respond properly to the Notice to File Missing parts issued in this case, and loss of the filing date at this point is believed to transgress a statutory bar from commercial use of the invention at about the time of Valentines Day 2000.

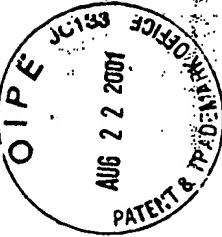
7. Accompanying this Declaration is a Declaration in support of filing on behalf of the omitted inventor.

I hereby declare that all statements made herein of knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statement may jeopardize the validity of the application or any patent issued thereon.

Date: _____, 2001

Jared Schutz

Chairman of the Board
ProFlowers, Inc.



authorized to sign this Declaration on behalf of ProFlowers, Inc., the omitted Inventor.

5. This filing is to supplement my Declaration and Power of Attorney with this Declaration and Power of Attorney signed on behalf of the omitted joint inventor.
6. Additionally, this filing being made on behalf of ProFlowers, Inc. to preserve the rights of the parties and to prevent the irreparable damage that would otherwise occur, namely abandonment of the above-referenced patent application due to the failure to respond properly to the Notice to File Missing parts issued in this case, and loss of the filing date at this point is believed to transgress a statutory bar from commercial use of the invention at about the time of Valentines Day 2000.

7. Accompanying this Declaration is a Declaration in support of filing on behalf of the omitted inventor.

I hereby declare that all statements made herein of knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statement may jeopardize the validity of the application or any patent issued thereon.

Date: August 20, 2001

Jared Schutz

Chairman of the Board
ProFlowers, Inc.